

UNITED STATES COURT OF APPEALS
FOR THE TENTH CIRCUIT

FILED
United States Court of Appeals
Tenth Circuit

November 9, 2022

Christopher M. Wolpert
Clerk of Court

DOCTOR PERRY SPANN,

Plaintiff - Appellant,

v.

THE NATIONAL CONFERENCE OF
BAR EXAMINERS; THE NATIONAL
CONFERENCE OF BAR EXAMINERS
BOARD OF TRUSTEES AN OFFICERS;
SUZANNE K. RICHARDS, ESQ.,
individually and as a Chair and as an
Officer and as a Trustee; HULETT H.
ASKEW, ESQ., individually and as an
Immediate Past Chair and as an Officer and
as a Trustee; TIMOTHY Y. WONG, ESQ.,
individually and as a Chair-Elect and as an
Officer and as a Trustee; JOHN J.
MCALARY, ESQ., Individually and as a
Secretary and as an Officer and as a
Trustee; JUDITH GUNDERSEN, ESQ.,
individually and as the President/CEO and
as an Officer and as a Trustee; SCOTT
BALES, ESQ., individually and as an
Officer and as a Trustee; ARLENE Y.
COLEMAN, ESQ., individually and as an
Officer and as a Trustee; SOLOMON
OLIVER, JR., ESQ., individually and as an
Officer; AUGUSTIN RIVERA, JR., ESQ.,
individually and as an Officer and as a
Trustee; DARIN B. SCHEER, ESQ.,
individually and as an Officer and as a
Trustee; ANTHONY R. SIMON, ESQ.,
individually and as an Officer and as a
Trustee; ANN A. SCOTT TIMMER, ESQ.,
individually and as an Officer and as a
Trustee; MARILYN J. WELLINGTON,
ESQ., individually and as an Officer and as

No. 22-2117
(D.C. No. 1:21-CV-00709-MIS-SCY)
(D. N.M.)

a Trustee; BRAD GILBERT, ESQ.,
individually and as General Counsel,

Defendants - Appellees,

and

THE NEW MEXICO BOARD OF BAR
EXAMINERS; KEVIN D. HAMMAR,
ESQ, individually and as Former Vice
Chair; SHAMMARA HALEY
HENDERSON, ESQ, individually and as a
Former Member; CARLA C. MARTINEZ,
ESQ., individually and as a Former
Member; BONNIE STEPLETON, ESQ.,
individually and as a Former Member;
KEVIN FITZWATER, ESQ., individually
and as a Former Member; HOWARD
THOMAS, individually and as Executive
Director, The New Mexico Board of Law
Examiners; CYNTHIA LOVATO-
FARMER, ESQ, individually and as Chair,
The New Mexico Board of Bar Examiners;
NAN NASH, ESQ., individually and as
Vice Chair; MATEO PAGE, ESQ.,
individually and as Vice Chair; HENRY
ALANIZ, ESQ., individually and as a
Member; ARI BIERNOFF, ESQ.,
individually and as a Member; VICTORIA
GARCIA, ESQ., individually and as a
Member; MARGARET A. GRAHAM,
ESQ., individually and as a Member;
TORRI JACOBUS, ESQ., individually and
as a Member; ROSALYN NGUYEN,
ESQ., individually and as a Member;
DYLAN O'REILLY, ESQ., individually
and as a Member; OLGA SERAFIMOV,
ESQ., individually and as a Member;
LUCINDA R. SILVA, ESQ., individually
and as a Member; BARBARA VIGIL,
ESQ., individually and as a Member;
SOPHIE MARTIN, ESQ., individually and
as a Director of Communications,

Education, and Outreach; CONCEPCION
FLORES, ESQ., individually and as a
Member,

Defendants.

ORDER

This matter is before the court on Appellant's Unopposed Motion to Withdraw Appeal of Plaintiff-Appellant as to All NCBE Defendants, construed as a *Motion to Voluntarily Dismiss*. As construed and upon consideration, the motion is granted. *See* 10th Cir. R. 27.5(A)(9) and Fed. R. App. P. 42(b).

A copy of this order shall stand as and for the mandate of the court.

Entered for the Court

A handwritten signature in black ink, appearing to read 'Christopher M. Wolpert', with a long horizontal stroke extending to the right.

CHRISTOPHER M. WOLPERT, Clerk